

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
Gustavsson, et al.

Serial No.: **10/657,446**
Filed: **September 8, 2003**

For: **Method and Apparatus for Call
Notification and Delivery to Busy Mobile
Station**

Docket No: **4740-218**

PATENT PENDING

Examiner: Congvan Tran

Group Art Unit: 2617

Confirmation No.: 1412

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July 30, 2007

Date



Laura A. Wade

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TELEPHONE INTERVIEW SUMMARY

The undersigned attorney spoke with Examiner Tran today by telephone regarding the Final Rejection of the above-identified application. In particular, the undersigned stated that Amin (US 6,630,883) was not a legally valid anticipating reference. As an example, the examiner's rejection argument states that col. 7, lines 3-7 of Amin teach the claim 1 limitations of signaling an incoming voice call notification over an existing packet data traffic channel and then reconfiguring that existing traffic channel for use in the voice call. The undersigned pointed out that the cited section of Amin had nothing to do with a mobile station busy in a packet data call and, more importantly, explicitly described establishing a traffic channel to send a notification to a mobile station that had a message waiting for it. By definition, establishing a new traffic channel cannot be said to anticipate a claim limitation relating to using a pre-existing traffic channel.

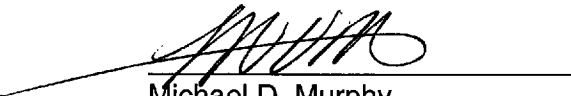
The examiner agreed that the cited section of Amin described establishing a traffic channel (as opposed to reusing an existing traffic channel), but stated that he would need time to review Amin and the subject claims in more detail to remember why he held out Amin as an

anticipating reference. The undersigned asked if the examiner would consider this argument and additional rebuttal arguments in a formal after-final response, and he agreed that he would.

Respectfully submitted,

COATS & BENNETT, P.L.L.C.

Dated: July 30, 2007



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